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Attorneys for Defendant
ADT Security Services, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

People of the State of California,

Plaintiff,

v.

ADT Security Services, Inc.,

Defendant.

Case No. C 08-02157 EMC

**JOINT STIPULATION TO EXTEND
DEFENDANT'S TIME TO RESPOND
TO PLAINTIFF'S COMPLAINT;
DECLARATION OF ALISON A.
FISCHER IN SUPPORT OF
STIPULATION;AND [PROPOSED]
ORDER EXTENDING TIME TO
RESPOND FILED CONCURRENTLY
HEREWITH**

WHEREAS Plaintiff filed its Complaint in this action in the Superior Court of the State of California in and for the County of Contra Costa on February 25, 2008 and service was affected on March 26, 2008;

WHEREAS Defendant, ADT Security Services, Inc. ("ADT") filed its Notice of Removal in the United States District Court for the Northern District of California on April 25, 2008;

WHEREAS pursuant to Federal Rule of Civil Procedure 81(c) ADT's responsive pleading is due to the Court on or before May 2, 2008;

WHEREAS the parties wish to preserve the resources of the Court and require

1 additional time to have the opportunity to meet and confer regarding Plaintiff's intention
2 to file a Motion to Remand and ADT's responsive pleading;

3
4 Pursuant to Federal Rule of Civil Procedure 6(b), the parties hereby stipulate to and
5 hereby request an extension of time of 20 days for ADT to answer or otherwise respond to
6 Plaintiff's Complaint. An extension of time of 20 days would have no affect on any
7 scheduled events in this case. This is the first such extension requested in this case.

8 Dated: May 2nd, 2008

ALEJANDRO N. MAYORKAS
GRANT B. GELBERG
ALISON A. FISCHER
O'MELVENY & MYERS LLP

11
12 By: 

13 Alison A. Fischer
14 Attorneys for Defendant
ADT Security Services, Inc.

15 Dated: May 2nd, 2008

16 ROBERT J. KOCHLY, District Attorney
17 LAUREN R. WIXSON, Deputy District
18 Attorney

19 By: 

20 Lauren R. Wixson
21 Attorneys for Plaintiff
22 People of the State of California
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ADT Security Services, Inc.
8

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11

12 People of the State of California,
13 Plaintiff,
14 v.
15 ADT Security Services, Inc.,
16 Defendant.

Case No. C 08-02157 EMC

**DECLARATION OF ALISON A.
FISCHER IN SUPPORT OF PARTIES'
JOINT STIPULATION TO EXTEND
TIME TO RESPOND TO COMPLAINT**

17
18 I, ALISON A. FISCHER, declare and state as follows:

19 1. I am an attorney in the law firm of O'Melveny & Myers LLP, counsel for
20 Defendant ADT Security Services, Inc. ("ADT") in this action, and am admitted to
21 practice before the courts of this State. I submit this Declaration in support of the parties'
22 Joint Stipulation to Extend Time to Respond to Plaintiff's Complaint. If called as a
23 witness, I could and would testify competently to the facts set forth in this Declaration.

24 2. Plaintiff filed its Complaint in this action in the Superior Court of the State
25 of California in and for the County of Contra Costa on February 25, 2008 and service was
26 affected on March 26, 2008.

27 3. ADT filed its Notice of Removal in the United States District Court for the
28 Northern District of California on April 25, 2008. Pursuant to Federal Rule of Civil

DECLARATION OF A. FISCHER IN
SUPPORT OF JOINT STIPULATION
C08-02157

1 Procedure 81(c) ADT's responsive pleading is due to the Court on or before May 2, 2008.

2 4. The parties wish to preserve the resources of the Court and therefore request
3 additional time to have the opportunity to meet and confer regarding Plaintiff's intention
4 to file a Motion to Remand and ADT's responsive pleading.

5 5. The parties request a 20 day time extension for ADT to answer or otherwise
6 respond to Plaintiff's Complaint.

7 6. The 20 day time extension would have no affect on any scheduled events in
8 this case.

9 7. This is the first such extension requested in this case.

10 I declare under penalty of perjury that the foregoing is true and correct.

11 Executed in Los Angeles, California, on the 2nd day of May, 2008.

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13
14 Dated: May 2, 2008

O'MELVENY & MYERS LLP

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16 By: /s/ Alison A. Fischer

Alison A. Fischer

17 Attorneys for Defendant ADT Security Services, Inc.
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ADT Security Services, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

People of the State of California,

Plaintiff,

v.

ADT Security Services, Inc.,

Defendant.

Case No. C 08-02157 EMC

**[PROPOSED] ORDER EXTENDING
DEFENDANT ADT'S TIME TO
RESPOND TO PLAINTIFF'S
COMPLAINT**

On May 2, 2008, the parties in the above captioned action filed a Stipulation to Extend Defendant's Time to Respond to Plaintiff's Complaint pursuant to Federal Rule of Civil Procedure 6(b). Having considered the parties' stipulation, and good cause having been shown, the parties' request for an extension of time of twenty (20) days for Defendant ADT Security Services, Inc. ("ADT") to answer or otherwise respond to Plaintiff's Complaint is GRANTED. ADT shall file its response on or before May 22, 2008.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

THE HONORABLE EDWARD M. CHEN
United States Magistrate Judge

[PROPOSED] ORDER EXTENDING
DEFENDANT'S TIME TO RESPOND
C08-02157

PROOF OF SERVICE

I, Robin Hammond, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is 400 South Hope Street, Los Angeles, California 90071-2899. On May 2, 2008, I served the within documents:

JOINT STIPULATION TO EXTEND DEFENDANT'S TIME TO RESPOND TO PLAINTIFF'S COMPLAINT; DECLARATION OF ALISON A. FISCHER IN SUPPORT OF STIPULATION; AND [PROPOSED] ORDER EXTENDING TIME TO RESPOND FILED CONCURRENTLY HEREWITH

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below. I am readily familiar with the firm's practice of collecting and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Lauren R. Wixson, Deputy District Attorney
627 Ferry Street
Martinez, CA 94553-0125
Phone: (925) 646-4532
Fax: (925) 646-4683

I declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on May 2, 2008, at Los Angeles, California.



Robin Hammond